

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA ,
Plaintiff,
v.
ROCCO LAZZARO,
Defendant.

2:12-CR-485-GMN-(PAL)

**Sealed Order Substituting and Forfeiting
Rocco Lazazzaro's 2018 White Nissan
Maxima, VIN 1N4AA6APXJC368076 and
Any and All Funds in U.S. Bank Account
Nos. [REDACTED] 2172 and [REDACTED] 3290**

This Court, having read and considered the (1) Government's Sealed Ex Parte Motion to file this Motion and the Motion to Substitute and to Forfeit Property of Rocco Lazazzaro under seal and Motion to Useal and Order and (2) Government's Sealed Ex Parte Motion to Substitute and to Forfeit the 2018 White Nissan Maxima, VIN 1N4AA6APXJC368076 and Any and All Funds in U.S. Bank Account Nos. [REDACTED] 2172 and [REDACTED] 3290 of Rocco Lazazzaro, and good cause appearing, finds Lazazzaro owns the property and the government has met three conditions of the five conditions to substitute and to forfeit the property under 21 U.S.C. § 853(p).

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED the 2018 White Nissan Maxima, VIN 1N4AA6APXJC368076 and Any and All Funds in U.S. Bank Account Nos. [REDACTED] 2172 and [REDACTED] 3290 (“property”) are substituted and are forfeited to the United States pursuant to Fed. R. Crim. P. 32.2(e) and 21 U.S.C. § 853(p).

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States
is now entitled to, and should, reduce the property to the possession of the United States;

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States should take into custody the property;

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States through the Federal Bureau of Investigation (FBI) is authorized to take into custody the

1 vehicle. The FBI is authorized to enter into Lazazzaro's residence, including the garage,
2 carport, and other structure where the vehicle will be located at [REDACTED]
3 [REDACTED] Las Vegas, Nevada [REDACTED], a single family residence located on the west side of the
4 street and top southwest portion of [REDACTED]. The door is cream white in
5 color with a gold handle and faces east. There is a "beware of dog" sign in gold letters with
6 a red background located in the approximate middle of the door. The door is located in a
7 recessed alcove behind a tan security gate. The house is brown stucco with white accents
8 and a red tile roof. The numbers [REDACTED] are firmly affixed on a plastic placard directly
9 north of the garage door. The numbers [REDACTED] are black in color with a white background;

10 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States
11 through the FBI is authorized (1) to take into custody any and all funds in U.S. Bank
12 Account Nos. [REDACTED] 2172 and [REDACTED] 3290 from U.S. Bank and (2) to require U.S.
13 Bank (a) to provide immediately to the FBI agent the current account balance; (b) to issue
14 immediately a check payable to "United States Marshals Service" for the total amount of
15 the funds in the accounts the day this order is executed; and (c) to immediately turn over the
16 cashier's check to the authorized FBI agent with a current statement showing changes to the
17 account.

18 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that all ownership
19 rights, titles, and interests of Lazazzaro in the property is forfeited and is vested in the
20 United States and shall be safely held by the United States until further order of the Court;

21 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the United
22 States will serve Lazazzaro with this order and the two motions after the property has been
23 taken into custody;

24 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States
25 shall publish for at least thirty (30) consecutive days on the official internet government
26 forfeiture website, www.forfeiture.gov, notice of this Order, which shall describe the
27 forfeited property, state the time under the applicable statute when a petition contesting the
28 forfeiture must be filed, and state the name and contact information for the government

1 attorney to be served with the petition, pursuant to Fed. R. Crim. P. 32.2(b)(6) and Title 21,
2 United States Code, Section 853(n)(2).

3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual
4 or entity who claims an interest in the aforementioned property must file a petition for a
5 hearing to adjudicate the validity of the petitioner's alleged interest in the property, which
6 petition shall be signed by the petitioner under penalty of perjury pursuant to Title 21,
7 United States Code, Section 853(n)(3) and Title 28, United States Code, Section 1746, and
8 shall set forth the nature and extent of the petitioner's right, title, or interest in the forfeited
9 property and any additional facts supporting the petitioner's petition and the relief sought.

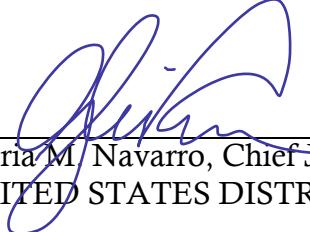
10 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any,
11 must be filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas,
12 Nevada 89101, no later than thirty (30) days after the notice is sent or, if direct notice was
13 not sent, no later than sixty (60) days after the first day of the publication on the official
14 internet government forfeiture site, www.forfeiture.gov.

15 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the
16 petition, if any, shall be served upon the Asset Forfeiture Attorney of the United States
17 Attorney's Office at the following address at the time of filing:

18 Daniel Hollingsworth
19 Assistant United States Attorney
501 Las Vegas Boulevard South, Suite 1100
20 Las Vegas, Nevada 89101;

21 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the sealed
motions and Substitution and Forfeiture Order will be automatically unsealed so the proper
22 parties may be served after the property has been taken into custody and the United States files
23 documents showing that the property was taken into custody.

24 DATED this 26 day of August, 2019.
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26 
27 Gloria M. Navarro, Chief Judge
28 UNITED STATES DISTRICT COURT